

EXHIBIT A



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September 17, 2004

Wayne Barsky, Esq.
Gibson, Dunn & Crutcher LLP
2029 Century Park East
Los Angeles, California 90067-3026

Re: Immunex Corp. and Amgen Inc. v. Columbia University

Dear Wayne:

We previously discussed today Amgen's request for Columbia's agreement to the deposition of an additional elderly witness, Dr. Sol Goodgal. You asked for evidence of Dr. Goodgal's grant publication. Accordingly, we enclose a copy of the Notice of Grant Award to Dr. Goodgal for the project "Genetic Transfer in Mammalian Somatic Cells." We previously provided you with the abstract for this grant.

We would consider delaying Dr. Goodgal's deposition beyond the next few weeks so long as you agree that his deposition can proceed well prior to the end of October. Further, we will only consider delaying his deposition if you agree that it will go forward regardless of the outcome of Columbia's motion to dismiss.

Sincerely,

WILSON SONSINI GOODRICH & ROSATI
Professional Corporation

A handwritten signature in black ink that reads 'Vicki G. Norton'.

Vicki G. Norton

VGN/aeb

09/17/2004 12:56 8583502399

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DEPARTMENT OF HEALTH, EDUCATION, AND WELFARE

PUBLIC HEALTH SERVICE

REF ID: A621280

DATE ISSUED: December 6, 1979

NOTICE OF GRANT AWARD

DEC 1 1979

GRANT NUMBER:

5 R01 GM24263-03 GEN

TOTAL PROJECT PERIOD:

From 01/01/78 Through 12/31/80

TYPE OF AWARD:

RESEARCH

AUTHORIZED BY:

42 USC 241 42 CFR 5

APPROVED BY:

NATIONAL INSTITUTE OF GENERAL MEDICAL SCIENCES

Title of Project or Area of Training

GENETIC TRANSFER IN MAMMALIAN SOMATIC CELLS

Grantee Institution

UNIVERSITY OF PENNSYLVANIA
3451 WALNUT STREET
FRANKLIN BUILDING/16
PHILADELPHIA, PA 19104

Principal Investigator/Program Director/Awardee

GOODGAL, SOL H. PHD
UNIVERSITY OF PENNSYLVANIA
DEPARTMENT OF MICROBIOLOGY
PHILADELPHIA, PA 19104

APPROVED BUDGET

FOR BUDGET PERIOD	01/01/80 Through	12/31/80
Salaries and Wages	\$ 20,334	
Fringe Benefits	5,715	
Total Personnel Costs	\$ 26,049	
Consultant Costs		
Equipment	1,000	
Supplies	9,000	
Travel - Domestic	400	
- Foreign		
Patient Care - Inpatient		
- Outpatient		
Alterations and Renovations		
Contractual or Third Party Costs		
- Total	6,367	
Trainee Stipends		
Trainee Tuition and Fees		
Trainee Travel		
TOTAL DIRECT COSTS	→ \$ 42,816	

When PHS Prior Approval is required for rebudgeting, submit request to Grants Management Official below.

REMARKS:

APPLICABLE INDIRECT COSTS WILL BE PROVIDED ON A SUMMARY NOTICE.

THE PROGRAM ADMINISTRATOR FOR THIS GRANT IS DR. DAVID BECK - 301/496-7175.
GRANTS MANAGEMENT SPECIALIST(S) FOR THIS GRANT: D. McNISH/B. SPINKS - 301/496-7166.

TERMS OF ACCEPTANCE: By acceptance of funds awarded under this grant, the grantee acknowledges that it will comply with terms and conditions: the following: (1) Legislation cited above; (2) Regulations cited above; (3) Provisions on or attached to this award notice and signed by the Grantee(s) named below; (4) PHS Grants Administration Manual Chapters in effect on the beginning date of the grant Budget Period; (5) PHS Grants Policy Statement in effect on the beginning date of the grant Budget Period; (6) 45 CFR Part 74. The above order of precedence shall prevail.

Y-Common Account Number 3-8423527	CRS/Entity Identification No. 1231352685A1	PHS List Number 80-GM-0149	Document Number 108 R1GM24263A
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PROGRAM OFFICIAL

Arthur B. Heming
 ARTHUR B. HEMING, PH.D.
 ASSOCIATE DIRECTOR FOR
 PROGRAM ACTIVITIES
 NAT. INST. OF GEN. MED. SCIENCES

PHS Grants Management Official

Evelyn W. Carlin
 EVELYN W. CARLIN
 GRANTS MANAGEMENT OFFICER
 OFFICE ASSOC. DIRECTOR PROGRAM
 ACTIVITIES, NIGMS